

## JUDGMENTS OF COURT OF CLAIMS.

### STATEMENT

OF ALL JUDGMENTS RENDERED BY

## THE COURT OF CLAIMS

FOR THE YEAR ENDING DECEMBER 3, 1881.

*Transmitted in pursuance of section 1057 of the Revised Statutes of the United States.*

DECEMBER 4, 1882.—Referred to the Committee on Appropriations and ordered to be printed.

The Clerk of the Court of Claims, in pursuance of section 1057 of the Revised Statutes of the United States, transmits to Congress the following statement of all judgments rendered by said court for the year ending December 3, 1881, the amounts thereof, the parties in whose favor rendered, and a brief synopsis of the nature of the claims upon which said judgments were rendered.

Respectfully submitted.

ARCHIBALD HOPKINS,  
*Chief Clerk Court of Claims.*

#### *Statement of judgments rendered by the Court of Claims.*

Names of claimants.	No.	Amount claimed.	Amount awarded.	Date of judgment.	Nature of claim.
William E. Hall .....	3423	.....	Dismissed, want of prosecution.	1880. Dec. 7	
Emily F. Randle .....	3490	.....	do .....	Dec. 7	
James M. Daniels .....	2844	.....	do .....	Dec. 7	
John Rhodes .....	3123	.....	do .....	Dec. 7	
M. C. King .....	12060	.....	Dismissed, claimant's motion.	Dec. 7	
J. D. Abbott .....	12061	.....	do .....	Dec. 7	
Nannie Hall .....	11405	\$16,000 00	Dismissed, defendant's motion.	Dec. 15	For cotton.
D. Y. Grayson's executor.	2647	.....	Dismissed, want of prosecution.	Dec. 23	
Charles H. Mallory ..	10704	.....	do .....	1881. Jan. 3	
Orrin R. Smith .....	3216	74,500 00	Dismissed .....	Jan. 17	For cotton.
Samuel Magaw .....	12078	2,400 00	do .....	Jan. 17	For arrears of pay as a retired Navy officer.
Jerome E. Morse .....	12079	1,476 37	do .....	Jan. 17	Do.
Charles G. Thwing ..	11445	220 00	do .....	Jan. 17	Claim for pay as a Capitol policeman while absent without leave.
Edward D. Town ....	11447	176 00	do .....	Jan. 17	Do.

*Statement of judgments rendered by the Court of Claims—Continued.*

Names of claimants.	No.	Amount claimed.	Amount awarded.	Date of judgment.	Nature of claim.
Freedmen's Saving and Trust Company.	11991	\$17,250 00	\$17,250 00	1881. Jan. 17	For part of rent under lease of rooms to the Department of Justice.
Madeleine V. Dahlgren, administratrix.	11964	65,000 00	65,000 00	Jan. 24	Under special act of Congress for compensation for use by the government of the Dahlgren gun.
The First National Bank of Newton.*	6887	\$376,000 00	371,000 25	Jan. 24	For money of the bank deposited in the sub-treasury at Boston, and used by an officer of the government to cover his defalcation.
Eliot National Bank of Boston *	6885	\$122,608 70	Dismissed .....	Jan. 24	Do.
Mount Vernon National Bank of Boston.*	6886	\$40,870 00	...do .....	Jan. 24	Do.
Daniel W. Jones, receiver of the First National Bank of Newton.*	6888	\$376,000 00	...do .....	Jan. 24	Do.
John C. Thompson...	11934	33 33	33 33	Jan. 24	For extra pay as an Army officer while acting as assistant commissary of subsistence.
Charles Willis .....	12348	144 00	90 60	Feb. 2	For pension withheld while an occupant of the Soldiers' Home. •
Joseph Byrne .....	12372	147 12	143 60	Feb. 2	Do.
Edward McDermit ..	12373	450 00	227 40	Feb. 2	Do.
Thomas Kelley .....	12,376	19 75	19 73	Feb. 2	For pension withheld while an occupant of the Soldiers' Home.
James R. Snowden ...	12,385	175 00	167 40	Feb. 2	Do.
Ernest Pepperkorn ...	12,388	250 00	248 80	Feb. 2	Do.
Oscar Holzschuher ...	12,388	58 80	58 80	Feb. 2	Do.
E. E. Norton, assignee	3,443	.....	Dismissed, consent of claimant.	Feb. 7	
Joseph F. Cook .....	11,941	.....	...do .....	Feb. 7	
Edward Davis, executor.	3,506	.....	Dismissed, want of prosecution.	Feb. 9	
Enoch Kirk .....	12,296	.....	Dismissed, consent of claimant.	Feb. 10	
Rufus Waples* .....	12,267	7,400 00	Dismissed .....	Feb. 14	For the price of land sold by the United States to the claimant, to which it is alleged the vendor failed to give a good title.
William J. Landram ..	12,375	990 00	990 00	Feb. 14	For salary paid by him as collector of internal revenue to a deputy collector, said payment having been disallowed by the First Comptroller.
Daniel H. Howard....	12,255	570 00	543 65	Feb. 14	For pay as distillery surveyor.
Reginald Fendall, administrator.	† 1	\$4,700 00	4,884 17	Feb. 14	On sewer certificates of the Board of Public Works.
Peter A. Marley .....	† 53	2,900 00	2,987 67	Feb. 14	Do.
Mary E. Ross, administratrix.	3,353	7,910 00	Dismissed .....	Feb. 21	For cotton.
James R. Nelson .....	3,415	38,000 00	...do .....	Feb. 21	Do.
The Great Falls Manufacturing Company*	3,243	143,592 00	15,692 00	Feb. 28	For land of the claimants used by the United States in constructing a dam.
Richard W. Tyler* ..	12,337	1,650 00	1,203 14	Feb. 28	For longevity pay and allowances withheld from officers on the retired list.
Trustees of Buffalo, Bayou, Brazos and Colorado Railroad Company.	12,075	18,938 79	Dismissed .....	Feb. 28	For the amount of a Treasury draft issued in settlement of an account but never paid.

\*Appealed.

† With interest from March 1, 1867.

‡ District of Columbia.

§ With interest from January 1, 1874, on \$3,700; from July 1, 1874, on \$1,000.

|| With interest from January 1, 1874, on \$1,700, and from July 1, 1874, on \$1,200.

*Statement of judgments rendered by the Court of Claims—Continued.*

Names of claimants.	No.	Amount claimed.	Amount awarded.	Date of judgment.	Nature of claim.
D. H. & J. W. Snyder.	12,360	\$5,703 27	\$5,703 27	1881. Feb. 28	Contract for beef.
James R. Beckwith ..	12,071	3,100 15	3,100 15	Mar. 7	For percentage as district attorney on money recovered on bond of defaulting collector.
James M. Andrews*	12,068	23,047 56	Dismissed .....	Mar. 7	Claim under a contract to build substructure of a light-house on Delaware Bay.
Edmund F. Thompson	11,917	.....	Dismissed, consent of claimant.	Mar. 7	
John Rooney .....	11,945	.....	do .....	Mar. 7	
Jacob F. Miller .....	†54	4,710 90	4,710 90	Mar. 7	On sewer certificates of the Board of Public Works.
Joseph W. Parish....	6,492	251,887 72	10,444 91	Mar. 7	[Mandate of the Supreme Court.] Contract to furnish ice.
James N. Clark .....	12,344	1,084 30	975 87	Mar. 8	For services in transporting Indian supplies.
Andrew G. Joyce....	†85	104 68	104 68	Mar. 10	On sewer certificates of the Board of Public Works.
Louis Brennon .....	12,162	.....	Dismissed, consent of claimant.	Mar. 10	
Michael Donoghue ..	12,174	.....	do .....	Mar. 10	
John McGill .....	12,216	.....	do .....	Mar. 10	
John Wink .....	12,236	.....	do .....	Mar. 10	
William Wilson .....	12239	.....	do .....	Mar. 10	
William Noble .....	12217	.....	do .....	Mar. 10	
Joshua Bickley .....	12326	.....	do .....	Mar. 10	
Thomas Dowd .....	12336	.....	do .....	Mar. 10	
John M. Hedrick ....	12374	1,273 50	826 12	Mar. 14	For salary paid by supervisor of internal revenue to a clerk, which payment is disallowed at the Treasury Department.
Richard H. Warden ..	12144	1,437 00	48 47	Mar. 14	For salary as gauger and clerk to supervisor of internal revenue.
Herbert B. Titus .....	6870	3,567 06	Dismissed .....	Mar. 21	For percentage and commission on cotton alleged to have been recovered by claimant.
Benjamin B. Dikes, administrator.	10702	65,848 50	do .....	Mar. 21	For occupation of lands and use of brick and lumber at Andersonville, Ga.
James Gorman .....	12298	180 00	do .....	Mar. 28	For pension withheld while an inmate of the Soldiers' Home.
Abraham Schrier .....	12304	262 00	do .....	Mar. 28	Do.
John Miller .....	12308	144 00	do .....	Mar. 28	Do.
David Kinney .....	12311	105 00	do .....	Mar. 28	Do.
Robert Houston .....	12314	687 50	do .....	Mar. 28	Do.
Samuel B. McCurdy ..	12330	384 00	do .....	Mar. 28	Do.
John Cockran .....	12303	145 30	do .....	Mar. 28	Do.
Edward Joyce .....	12343	225 25	do .....	Mar. 28	Do.
Catherine Eagan .....	12347	192 00	do .....	Mar. 28	Do.
Lawrence S. Babbitt*.	12369	581 24	581 24	Mar. 28	For longevity pay claimed on account of period of service as cadet at West Point.
PRO FORMA.					
Joseph Zeiler .....	12395	220 00	185 60	Apr. 4	For pension withheld while an inmate of the Soldiers' Home.
Isaac P. Tice .....	10396	.....	Dismissed, motion of claimant.	Apr. 4	
William Neer .....	10158	.....	do .....	Apr. 4	
John Sherman .....	10160	.....	do .....	Apr. 4	
Daniel Heury .....	3394	9,600 00	Dismissed, motion of Attorney-General.	Apr. 4	Cotton.
John N. Burcham .....	3401	40,000 00	do .....	Apr. 4	Do.
Ethelbert B. Bright ..	3433	60,000 00	do .....	Apr. 4	Do.
Sarah A. Fleman .....	3403	30,900 00	do .....	Apr. 4	Do.
Stephen H. Chism .....	3434	20,000 00	do .....	Apr. 4	Do.
Jules A. Blanc .....	6336	.....	Dismissed, motion of claimant.	Apr. 4	
Levin R. Marshall .....	6347	.....	do .....	Apr. 4	
Arthur W. Sweeny .....	10717	.....	do .....	Apr. 4	

\* Appealed.

† District of Columbia.

## JUDGMENTS RENDERED BY THE COURT OF CLAIMS.

Statement of judgments rendered by the Court of Claims—Continued.

Names of claimants.	No.	Amount claimed.	Amount awarded.	Date of judgment.	Nature of claim.
Theodore Bomeisler ..	10264	-----	Dismissed, motion of claimant.	1881. Apr. 4	
Samuel D. Fisher .....	10677	-----	do	Apr. 4	
Andrew C. Bradley, for use, &c	11978	-----	do	Apr. 4	
David W. Cheeseman	11721	-----	do	Apr. 4	
Peter Campbell.....	*311	\$628 12	\$628 12	Apr. 7	On sewer certificates of the Board of Public Works.
Harvey Spalding.....	*232	156 86	156 86	Apr. 7	Do.
The Illinois Central Railroad Company.†	11393	217, 403 30	Dismissed	Apr. 11	For the amount of a certain judgment recovered against the claimant on contract on the alleged ground that the United States was responsible for claimant's non-performance.
Francis McCorry.....	10400	-----	Dismissed, want of prosecution.	Apr. 14	
Alfred W. Newton et al	11611	-----	do	Apr. 14	
The Real Estate Sav- ings Bank of Pitts- burgh.†	12392	972 69	972 69	Apr. 18	For taxes erroneously paid.
The Union Pacific Railroad Company.†	12380	34, 623 08	34, 623 08	Apr. 18	Contract for carrying mails.
Central Branch of the Union Pacific Rail- road Company.†	12381	6, 512 62	6, 512 62	Apr. 18	Do.
William Forsythe ...	*217	-----	Dismissed, motion of claimant.	Apr. 18	
Albert A. Newman ...	12371	-----	do	Apr. 18	
Jacob Wagner .....	11939	-----	do	Apr. 18	
Ingerson & Monthrop.	11591	-----	Dismissed, want of prosecution.	Apr. 19	
D. J. & M. A. Jewett..	11914	-----	do	Apr. 19	
Moline Water-Power Company.	11947	-----	do	Apr. 19	
Henry H. Van Dyck .	10297	-----	do	Apr. 19	
David S. Garland.....	11943	-----	do	Apr. 19	
John H. McKee.....	10398	-----	do	Apr. 20	
Daniel Butterfield....	10631	-----	do	Apr. 20	
Nathaniel G. Thom....	11441	-----	do	Apr. 20	
James Saunders .....	11907	-----	do	Apr. 20	
John P. Southworth...	11977	-----	do	Apr. 20	
Theophilus French...	12483	1, 400 00	1, 400 00	Apr. 26	For part of lawful salary not appropriated for.
Albert Wallace.....	*189	1, 099 20	1, 099 20	Apr. 26	On sewer certificates of the Board of Public Works.
Thomas J. Carver†...	3612	22, 500 00	Dismissed	May 2	For percentage on cotton collected.
Thomas J. Carver†...	6395	90, 000 00	do	May 2	To recover a fine paid into the Treasury under sentence of a military commission.
Edward Braden & Co	12359	26, 406 17	12, 606 00	May 2	Contract for building.
James B. Burdette, administrator.	1782	8, 184 00	Dismissed	May 2	Claim by heirs under special act of Congress for pay of an officer of the Revolution.
Thomas McMurray ..	12378	152 66	116 46	May 3	For pension withheld while an inmate of the Soldiers Home.
Patrick Humley.....	12382	158 70	117 60	May 3	Do.
Donald McMillan.....	12406	70 00	26 07	May 3	Do.
Patrick Mooney.....	12472	137 07	137 07	May 3	Do.
John Dally .....	12473	76 50	67 80	May 3	Do.
William Deegan.....	12477	33 93	32 93	May 3	Do.
William Kernahan .....	12479	180 00	173 80	May 3	Do.
James C. Roper .....	12480	34 87	34 87	May 3	Do.
John Walters .....	12481	154 86	118 40	May 3	Do.
Alexander Campbell...	12484	106 90	106 90	May 3	Do.
John Power .....	12485	435 00	354 67	May 3	Do.
Leopold Bleckschmidt	12412	108 00	91 50	May 3	Do.
Michael Ditzel.....	12514	180 00	105 00	May 3	Do.
Lake Superior and Mississippi Rail- road Company.	10293	-----	Dismissed, want of prosecution.	May 4	

\* District of Columbia.

† Appealed.

## Statement of judgments rendered by the Court of Claims—Continued.

Names of claimants.	No.	Amount claimed.	Amount awarded.	Date of judgment.	Nature of claim.
Saint Paul and Pacific Railroad Company.	11395	.....	Dismissed, want of prosecution.	1881. May 5	
Kansas Pacific Railroad Company.	10691	.....	do .....	May 5	
Lake Superior and Mississippi Railroad Company.	11567	.....	do .....	May 5	
Saint Paul and Pacific Railroad Company.	11955	.....	do .....	May 5	
Joshua P. Arthur....	12365	\$1,201 13	Petition and counter claim dismissed.	May 9	For medical services.
Henry M. Field .....	11931	37,300 00	..... \$4,142 50	May 9	Hay and corn contract.
Hiram K. Hazlitt*....	11374	120,000 00	Dismissed .....	May 9	Transportation contract.
Micajah Johnson, administrator.	3478	21,686 25	..... 2,698 94	May 9	Cotton.
Benjamin Durfee.....	1173	104 60	104 60	May 10	Sewer certificate of the board of public works.
Thomas C. Payan <i>et al</i>	2758	.....	Dismissed, want of prosecution.	May 10	Cotton.
Michael McKeon.....	12470	476 00	410 00	May 12	For pension withheld while an inmate of the Soldiers' Home.
Augustine Nass.....	12476	110 00	88 87	May 12	Do.
Patrick Horan.....	12668	220 83	202 33	May 12	Do.
Samuel D. Forbes.....	1258	233 00	213 20	May 12	Sewer certificate of the board of public works.
Simeon Hart's administrator.*	7908	50,391 52	Dismissed .....	May 16	For flour sold to the United States.
John P. Sherburne...	6359	1,575 00	1,575 00	May 16	For traveling allowances of Army officer from place of discharge to place of residence.
James Brady.....	12408	21 00	Dismissed .....	May 16	For pension withheld while an inmate of the Soldiers' Home.
Henry Muller.....	12478	64 00	do .....	May 16	Do.
Walter H. Smith.....	1124	52 25	52 25	May 16	
John J. Knox, commissioner of the Freedman's Savings and Trust Company.	1113	52 25	52 25	May 16	
Samuel M. Pharris....	6319	266 00	Dismissed .....	May 23	For the price of personal property sold by the United States to the claimant at public sale and subsequently taken from the claimant by replevin.
John Fraser.....	12397	2,047 85	do .....	May 23	For pay for extra services while performing the duties of supervising architect of the Treasury.
J. Barnett and B. F. Coldwell.*	12410	446 99	446 99	May 23	For refund of tax allowed by Commissioner of Internal Revenue and disallowed by the First Comptroller.
Amherst H. Wilder..	11961	8,232 20	1,413 01	May 23	For transportation of Indian supplies.
Mariano Valdez*.....	12006	45 50	45 50	May 23	For horse lost while in the military service of the government.
David Romero*.....	1208	37 50	37 50	May 23	Do.
Marcelino Lucero*...	12009	74 50	74 50	May 23	Do.
Tomas Martinez*...	12011	49 00	49 00	May 23	Do.
José Yldefonso Gonzalez.*	12017	55 00	55 00	May 23	Do.
Juan Barranca*.....	12019	44 50	44 50	May 23	Do.
José Baca*.....	12020	76 00	76 00	May 23	Do.
Guadaloupe Gallegos*	12024	39 50	39 50	May 23	Do.
Tomas Ceballos*.....	12035	72 00	72 00	May 23	Do.
Amada Blea*.....	12039	48 00	48 00	May 23	Do.
Cayetano Dominguez*	12044	67 00	67 00	May 23	Do.
Antonio Sanchez*...	12046	59 00	59 00	May 23	Do.
Neponiosena Lerma*..	12047	75 50	77 50	May 23	Do.
Manuel Apodaca.....	12027	72 00	Dismissed .....	May 23	Do.
José Aniceto Crispin	12053	23 66	do .....	May 23	Do.

\*Appealed.

†District of Columbia.

## Statement of judgments rendered by the Court of Claims—Continued.

Names of claimants.	No.	Amount claimed.	Amount awarded.	Date of judgment.	Nature of claim.
Victor Giron .....	12, 052	31 66	Dismissed .....	May 23	For horse lost while in the military service of the government.
Tomas Ortega .....	12, 054	23 66	... do .....	May 23	Do.
Antonio Papia .....	12, 003	23 66	... do .....	May 23	Do.
Mark M. Hukill .....	12, 358	417 75	... do .....	May 23	Mail contract.
William Noble .....	12, 217	260 00	\$142 00	May 23	For pension withheld while an inmate of the Soldiers' Home.
West Wisconsin Railroad Company.	12, 111	.....	Dismissed, motion of claimant.	May 23	
Chicago and Northwestern Railroad Company.	12, 112	.....	... do .....	May 23	
Theodore Sheckels ..	*257	52 25	52 25	May 23	
William Nelson, jr. ...	*92	19, 890 46	19, 890 46	May 23	
William Dickson .....	*2084	3, 817 81	3, 817 81	May 23	
J. C. G. Kennedy .....	*2254	52 34	52 34	May 23	
Stefano Gatti .....	*301	574 75	574 75	May 23	
Isaac S. Lyons .....	*1104	365 84	365 84	May 23	
The Union Pacific Railroad Company.	12, 515	580, 860 12	372, 576 91 for the United States.	May 31	Transportation of mails and postal clerks.
The North America Neuchatel Rock Paving Company.†	*73	\$3, 914 61	Dismissed .....	May 31	
Henri Peychaud, syndic of Bellocq, Noblom & Co.†	3, 497	(§)	Former judgment for claimant set aside.	May 31	
Pacific Mail Steamship Company.†	10, 705	(  )	291, 117 30	May 31	Mail contracts.
Chas. F. E. Richardson	*123	156 75	156 75	May 31	
Simon Carmody .....	*23	4, 817 48	4, 817 48	May 31	
Asa Whitehead .....	*89	2, 280 83	2, 181 25	May 31	

\* District of Columbia.

† Appealed.

‡ With interest from January 18, 1874.

§ New trial granted on application of the United States.

|| Mandate of Supreme Court.

The following cases were dismissed February 14, 1881, on motion of the Attorney-General, upon the consent of the claimants:

Names of claimants.	No.	Names of claimants.	No.
William Appleton & Co .....	9840	Bernard Kupfer .....	11579
William Monypenny .....	9841	Charles and Augustus Loeb .....	11580
H. H. Vooke & Bros. ....	9842	Thomas C. Farrell .....	11582
Julius Freiberg <i>et al</i> .....	9846	Frederick C. Boden .....	11583
R. W. Ulrici .....	9847	Thomas A. McIntyre .....	11584
Isaac Hoffhelmer .....	9848	Felton & Stone .....	11586
Uriel Bevis <i>et al</i> .....	9849	Clement C. Ireland .....	11587
Christian Kinsinger .....	9850	J. W. Gaff & Co. ....	11588
Frank E. Colton <i>et al</i> .....	9856	Ezra Tull & Co. ....	11589
William Burens and C. Ward ..	9857	John Stull .....	11590
Thomas Gaff & Co. ....	9858	Benjamin Robinson, administrator ..	11599
Benjamin K. Reynolds, for the use, &c ..	9859	Prince & Bachrach .....	11600
William M. Newman <i>et al</i> .....	9902	Kammerer & Ruple .....	11601
William McKine & Co. ....	10156	Dexter G. Hitchcock .....	11602
Thomas Moore .....	10157	John Gerke .....	11604
Thomas Moore .....	10159	John A. Eberhardt, for the use, &c ..	11605
Henry C. Gibson <i>et al</i> .....	10267	Samuel C. Boehm .....	11608
George A. Baker, for the use, &c ..	10268	Herman Jasper <i>et al</i> .....	11607
Frederick W. Plass <i>et al</i> .....	10269	John Keller & Co. ....	10405
Thomas Clark .....	10292	Union Copper Distilling Company .....	10406
Benjamin F. Oberholt .....	10294	William Lee .....	10407
R. H. Farnham <i>et al</i> .....	10295	Joseph Haas <i>et al</i> .....	10408
William A. Kizer .....	10314	Joseph Seckels .....	10409
Peter Miller .....	10348	David Eilau .....	10410
Samuel Dillinger & Son .....	10389	John P. Furlong .....	10411
John McManus .....	10390	Julius A. Levy .....	10412
Frederick Sener .....	10395	Thomas Lynch and John Harding .....	10413
Jonas H. French .....	10673	Parker R. Mason .....	10670
H. M. Turner .....	10674	Ignatz Noel, for the use, &c .....	10671
Goodall and Hodgson .....	11434	Christopher Madden .....	10672
Holihan & Hall .....	11573	Christian Koch .....	11574
August Doecher .....	11575	Christian Geukinger .....	11576
Edward Donnelly .....	11577	George Mountjoy .....	11581
D. Lawrence & Sons .....	11578	The Northwestern Distilling Company ..	11585